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CITY COUNCIL MEETING

JANUARY 10, 2012

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**SUMMARY MINUTES**  
**REGULAR COUNCIL MEETING**

**January 10, 2012**

A regular meeting of the North Miami City Council was held in the Council Chambers of City Hall on Tuesday, January 10, 2012, beginning at 7:04 p.m.

(Phonetic spelling of each speaker's name may be used throughout the minutes unless correct spelling is known.)

Note: The actual agenda and all backup materials for each City Council meeting can be found at: [www.northmiamifl.gov](http://www.northmiamifl.gov)

Flag salute led by Officer of the Year, Ralph Estrugo

**ROLL CALL**

Vice Mayor Steril	Here
Councilman Galvin	Here
Mayor Pierre	Here
Councilman Blynn	Here
Councilman Marcellus	Here

Inspirational Message

♦ Pastor Jack

**Additions, Deletions or Withdrawals**

Tab F1, added to the Consent Agenda  
Tab H, removed

**REQUESTS – PETITIONS – COMMUNICATIONS**

**TAB I - DISCUSSION REGARDING EXECUTIVE MANORS (NE 142 STREET) ISSUES**

Mr. Etienne read the title for the record. Councilman Galvin gave a brief history regarding issues. Stephen Johnson, City Manager, gave a brief

report to Council. Council discussion. Connie Sheffield and Priscilla Norres, residents, gave a brief report to Council.

## **SPECIAL PRESENTATION(s)**

### ◆ 2011 WinterNational Parade and Best Band Awards

Mayor Pierre recognized Pam Solomon, Public Information Officer and Andrea Ramos, Recreation Supervisor, announcing 2011 WinterNational 37<sup>th</sup> Annual Parade and Best Band Awards.

Parade announcer recognition plaques and Parade DVD presented to Jeff Martin, Magic 102.7 FM and Joanna Gomez, Local 10 News (not present).

Best Band recognition of \$250, presented to Miami Central Rockets and John McMinn, Band Director.

### ◆ Claude Pepper Park Community Center Update by *Kaufman Lynn Construction*

Mayor Pierre recognized Bruce Cavossa, Vice President of Kaufman Lynn Construction gave a brief presentation updating project status for the Claude Pepper Park Community Center to Council. Council discussion.

### ◆ Redistricting Areas 3 and 4 presentation by *Maxine Calloway, CP&D Director*

Maxine Calloway, Community Planning and Development Director, gave a brief report to Council regarding Single-Member District configuration, based on 2010 Census Data. Ms. Calloway recommended that Council endorse staff's recommendation to retain the City's overall deviation of 4.85% and not commission a redistricting study to reconfigure the Council Districts. Council discussion. Councilman Galvin moved to approve staff's recommendation to not commission a redistricting study to reconfigure the Council Districts, seconded by Councilman Marcellus; passed unanimously.

## **CITY EVENTS – ANNOUNCEMENT**

Ms. Solomon announced upcoming events for the City of North Miami.

## CITY PROJECTS UPDATE

Aleem Ghany, Public Works Director gave a brief update on current city projects.

- Traffic Calming Circles on the west side
- NE 131<sup>st</sup> Streetscape improvements
- Street paving and street resurfacing
- District 1 – landscaping and clean-up
- District 2 – Project 1 and 2
- Pioneer Boulevard
- Sunkist Swale improvement project

## SPECIAL PRESENTATION(s)

- ◆ Proclamation in honor of *Officer of the Year, Ralph Estrugo*

Mayor Pierre recognized Chief Marc Elias, Jr. presenting a Proclamation, recognizing *Ralph Estrugo, as Officer of the Year*, in the City of North Miami.

- ◆ Proclamation in honor of *families and victims* of acts of gun violence in Tucson, Arizona, on January 8, 2011, tragic shooting including Congresswoman Gabrielle Giffords.

Mayor Pierre presented a Proclamation, proclaiming January 8, 2012, as *a day of remembrance for the tragic shooting in Tucson, Arizona*, in the City of North Miami.

- ◆ Proclamation in honor of the two year anniversary of the earthquake in Haiti on *January 12, 2010*

Mayor Pierre presented a Proclamation, proclaiming January 12, 2012, as *a day of remembrance for the earthquake in Haiti on January 12, 2010*, in the City of North Miami.

## CONSENT AGENDA

### TAB A - APPROVAL OF MINUTES

– Regular Council Meeting – December 13, 2011

TAB B – PROPOSED RESOLUTION APPROVING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING ON COOPERATION, IN THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI POLICE DEPARTMENT AND THE BUREAU OF INTERNATIONAL NARCOTICS AND LAW ENFORCEMENT AFFAIRS OF THE DEPARTMENT OF STATE TO PROVIDE TRAINING AND ASSISTANCE TO FOREIGN GOVERNMENTS RELATIVE TO INTERNATIONAL CRIMINAL ACTIVITIES

TAB C – PROPOSED RESOLUTION AUTHORIZING THE RE-APPOINTMENT OF SPECIAL MAGISTRATE FOR CODE ENFORCEMENT PROCEEDINGS AND AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO EXECUTE A ONE (1) YEAR LETTER AGREEMENT WITH THE SPECIAL MAGISTRATE

TAB D – PROPOSED RESOLUTION AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE A GRANT PROGRAM AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND THE NORTH MIAMI FOUNDATION FOR SENIOR CITIZENS' SERVICES, INC. FOR COMMUNITY BASED SOCIAL SERVICES

TAB E - PROPOSED RESOLUTION AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO EXECUTE A SOVEREIGNTY SUBMERGED LANDS WAIVED FEE LEASE AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND OF THE STATE OF FLORIDA FOR THE CITY'S USE OF PREMISES AT THE NORTH BAYSHORE WILLIAM LEHMAN PARK

TAB F - PROPOSED RESOLUTION IN SUPPORT OF ADEQUATE HOMELAND SECURITY FUNDING AND TIER I DEPARTMENT OF HOMELAND SECURITY (DHS) DESIGNATION FOR THE MIAMI-FORT LAUDERDALE URBAN AREA SECURITY INITIATIVE (UASI)

TAB F1 - PROPOSED RESOLUTION APPROVING THE NORTH MIAMI COMMUNITY REDEVELOPMENT AGENCY FISCAL YEAR 2011-2012 AMENDED BUDGET; AUTHORIZING THE CITY MANAGER TO TRANSMIT THE CRA FISCAL YEAR 2011-2012 AMENDED BUDGET TO MIAMI-DADE COUNTY; AUTHORIZING THE CITY MANAGER TO TAKE ALL NECESSARY ACTION TO

**COMPLETE THE APPROVAL PROCESS FOR THE CRA FISCAL  
YEAR 2011-2012 AMENDED BUDGET WITH MIAMI-DADE COUNTY**

Council added Tab F1 to the Consent Agenda. Councilman Marcellus moved to approve the Consent Agenda, Tabs A through F1, seconded by Mayor Pierre; passed unanimously.

**PUBLIC HEARINGS – ORDINANCES, RESOLUTIONS, ZONING, LAND  
USE ITEMS, ETC.**

**LEGISLATIVE MATTERS**

**ORDINANCES – FIRST READING**

**TAB G - PROPOSED ORDINANCE (FIRST READING) AMENDING  
ARTICLES I, II, III AND IV OF CHAPTER 9 OF THE CODE OF  
ORDINANCES, ENTITLED “GARBAGE AND TRASH,” TO  
INCREASE THE PARTICIPATION OF PRIVATE WASTE  
COLLECTORS IN THE COLLECTION AND REMOVAL OF  
GARBAGE, TRASH AND SOLID WASTE, INCLUDING  
RECYCLABLE MATERIALS**

Michael A. Etienne, Esquire, City Clerk, read the Ordinance title for the record. Councilman Marcellus moved to approve the Ordinance, seconded by Mayor Pierre; for discussion. Public discussion. Mr. Johnson and Roland Galdos, Interim City Attorney, gave brief reports to Council. Council discussion. Mr. Galdos advised language could be added into the Ordinance to expressly state the intent of the City is to one day, select a private waste hauler to achieve economies of scale so sanitation rates are decreased to tax payers and residents. Kay Grant, Budget Manager, gave a brief report to Council, regarding the City receives approximately \$6.4 million in revenues from sanitation fees. Council discussion. Council voted; passed 3-2, by roll call vote. Councilman Blynn and Councilman Galvin denied.

**RESOLUTIONS**

**TAB H - PROPOSED RESOLUTION AUTHORIZING THE CITY  
MANAGER TO EXECUTE A MEMORANDUM OF AGREEMENT, IN  
SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY  
OF NORTH MIAMI AND MIAMI-DADE COUNTY, TO ESTABLISH  
THE STANDARDS, TERMS AND CONDITIONS FOR MIAMI-DADE  
COUNTY’S RESTORATION OF APPROXIMATELY FOUR (4) ACRES**

**OF CITY OWNED WETLANDS ALONG ARCH CREEK EAST BOULEVARD**

Council removed from the Agenda, no action taken.

**REQUESTS – PETITIONS – COMMUNICATIONS**

**TAB I - DISCUSSION REGARDING EXECUTIVE MANORS (NE 142 STREET) ISSUES**

Taken out of order, see after Additions, Deletions or Withdrawals.

**CITIZENS' FORUM**

A variety of residents spoke on issues of interest.

**COUNCIL REPORTS**

Various items of interest presented by Council.

Mayor Pierre directed staff to delete provisions/sections of the Charter that are null and void. Mr. Galdos advised provisions in the Charter rendered null and void by Florida Statutes that have not been amended, subsequent to 1973, have no affect and could be removed. Mr. Galdos further advised Council could direct staff to review provisions and make recommendations for modifications to Council where referendum is not required.

**CITY CLERK'S REPORT**

**VICE MAYOR ROTATION**

Vice Mayor rotation to Councilman Marcellus.

Mr. Etienne advised the Daily Business Review provides free editions to City Hall, everyday.

Mr. Etienne advised the City Clerk's office is currently under renovations and thanked Public Works for a phenomenal job.

Mr. Etienne advised he would utilize radio to reach out to the Hispanic and Haitian communities.

Mr. Etienne advised the City Clerk's office would assist with Board appointments and recommended individuals wanting to volunteer on the various boards, fill out an application and provide verification of residency prior to Council appointment. Mr. Etienne further advised a list of vacancies would be provided to Council.

#### **CITY ATTORNEY'S REPORT**

Mr. Galdos advised a yearend report from the City Attorney's office would be provided at the next Council meeting.

#### **CITY MANAGER'S REPORT**

Mr. Johnson introduced Mr. Lesly Prudent, CRA Coordinator to Council.

Mr. Johnson updated Council on the direction of Code Enforcement under the Police department. Mr. Johnson advised parking issues are being addressed in the industrial area and a quality of life, beautification enhancement action plan initiative is in the development stage and would continue throughout 2012. Buildings in deplorable condition are being addressed through legal action and code enforcement to bring conditions up to date.

#### **ADJOURNMENT**

Meeting adjourned at 10:10 p.m.